

P20400.P10

# REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. §132, effective on May 29, 2000,  
provides for continued examination of an utility or plant application  
filed on or after June 8, 1995.  
The American Inventors Protection Act of 1999 (AIPA).

Application Number

09/758,243

Filing Date

January 12, 2001

First Named Inventor

K. STEINER et al.

Group Art Unit

1731

Examiner Name

Fortuna

Attorney Docket Number

P20400

This is a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified application.

**NOTE:** 37 C.F.R. §1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. §1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

## 1. Submission required under 37 C.F.R. §1.114

### a. ☐ Previously submitted

i. ☐ Consider the amendment(s)/reply under 37 C.F.R. §1.116 previously filed on \_\_\_\_\_  
(Any unentered amendment(s) referred to above will be entered).

ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_

iii. ☐ Other \_\_\_\_\_

### b. ☒ Enclosed

i. ☒ Amendment/Reply

ii. ☐ Affidavit(s)/Declaration(s)

iii. ☐ Information Disclosure Statement (IDS)

iv. ☐ Request for Extension of Time

v. ☐ Other \_\_\_\_\_

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## 2. Miscellaneous

a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. §1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. §1.17(i) required)

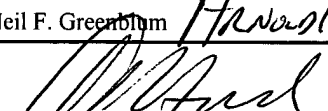
b. ☐ Other \_\_\_\_\_

## 3. Fees The RCE fee under 37 C.F.R. §1.17(e) is required by 37 C.F.R. §1.114 when the RCE is filed.

a. ☒ Check in the amount of \$ 750.00 enclosed

b. ☒ If payment in the appropriate amount is not enclosed, the U.S. Patent and Trademark Office is hereby authorized to charge any fees required by this paper, including the RCE fee required under 37 C.F.R. § 1.17 (e), any extension of time fees (37 C.F.R. §§ 1.136 and 1.17) necessary to render the RCE timely, and any suspension fee or credit any overpayments, to Deposit Account No. 19-0089

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Neil F. Greenbaum	Registration No. (Attorney/Agent)	28,394
Signature		Date	5/5/03

## CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner For Patents, Mail Stop RCE, PO Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on:

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Date



P20400.A08

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : K. STEINER et al.

Group Art Unit : 1731

Appln. No: 09/758,243

Examiner : Fortuna

Filed : January 12, 2001

For : WATER DRAINING DEVICE

**AMENDMENT AND SUBMISSION UNDER 37 C.F.R. 1.114**

Commissioner of Patents and Trademarks  
Washington, D.C. 20231

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Sir:

Prior to continued examination of this Application, Applicants respectfully request entry of this amendment for consideration in response to the Final Office Action mailed December February 3, 2003, which sets a three month shortened statutory period for response for three months until May 3, 2003.

Applicants note that the Request for Continued Examination is being filed prior to expiration of the three month shortened statutory period whereby an extension of time and fees associated therewith should not be required. However, if any extensions of time are required to maintain the pendency of this application, Applicants expressly request any necessary extension of time and authorize any required fee to be charged to Deposit Account No. 19-0089.

Entry of the instant amendment, with reconsideration and allowance of the application are respectfully requested.